IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 18580 of 2007(J)

OS.78/2006 of MUNSIFF COURT, MAVELIKKARA
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PETITIONER:

VASUDEVAN PILLAI, S/O MADHAVAN PILLAI,
AGED 71 YEARS, HINDU,NAIR, THONDALIL VEEDU,
ASRAMATH CHERI, KOLLAM VILLAGE, KOLLAM.

BY ADV. SRI.P.SANJAY
SRI.A.PARVATHI MENON

RESPONDENTS:
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1. OMANA AMMA, D/O NANI AMMA, HINDU,
AGED 57 YEARS, VAZHAPALLIL THARAYIL,
CHETTIKULANGARA, KANNAMANGALAM VILLAGE.

2. THANKAMMA, AGED 72 YEARS,
W/O KUTTAPPAN NAIR, EDAVOORMADAM, PULIYOOR
VILLAGE, CHENGANNUR.

3. SANTHAMMA, AGED 50 YEARS,
D/O THANKAMMA, EDAVOOR MADOM, PULIYOOR VILLAGE,
CHENGANNUR.

4. SUMANGALA, AGED 45 YEARS,
D/O THANKAMMA, EDAVOOR MADOM,
PULIYOOR VILLAGE, CHENGANNUR.

5. SUDARSANAN PILLAI, S/O KUTTAPPAN NAIR,
AGED 40 YEARS, EDAVOOR MADOM, PULIYOOR VILLAGE,
CHENGANNUR.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N. KRISHNAN, J.

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W.P.C. NO. 18580 OF 2007

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Dated this the 18th day of June, 2007.

J U D G M E N T

This writ petition is filed seeking a direction to the Munsiff, Mavelikara to dispose of O.S.78/06 pending before it. The suit is one for partition and the plaintiff in the suit is a senior citizen aged 71 years. According to him his health is deteriorating and he may like to enjoy the usufructs of the decree in case he obtain one and he prays for an expeditious disposal. Being a senior citizen, if possible, the courts are bound to consider it at the earliest and dispose it off. Therefore, I direct the writ petitioner to approach the Munsiff Court with a petition for early disposal and in the light of the fact that the plaintiff is a senior citizen the Court may consider it favourably and in accordance with law after hearing both parties.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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